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7
8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**
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11 JASON MILLER, an individual,
12 Plaintiff,
13 vs.
14 PAVESTONE, LLC, a corporation,
15 Defendant.
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Case No. 2:12-cv-02198-JCM-NJK

**REQUEST FOR TELEPHONIC
APPEARANCE AT EARLY NEUTRAL
EVALUATION SESSION**

ENE DATE: May 23, 2013
ENE TIME: 1:30 p.m.

MAGISTRATE JUDGE LEEN

17 Defendant Pavestone, LLC ("Defendant"), by and through its counsel of record, Littler
18 Mendelson, P.C., hereby submits this request to excuse Defendant's insurance representative from
19 in-person attendance at the Early Neutral Evaluation ("ENE") session, and to allow Defendant's
20 insurance representative to be available telephonically.

21 Pursuant to the Order Scheduling Early Neutral Evaluation Hearing (Dkt. #12), this case has
22 been referred to the Honorable Peggy Leen, United States Magistrate Judge, to conduct an Early
23 Neutral Evaluation hearing in Las Vegas, Nevada on May 23, 2013, at 1:30 p.m. The scheduling
24 order requires the presence of an insurance representative with binding authority to settle this matter
25 up to the full amount of the Plaintiff's claim.

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1 Jacyntha Vu, the insurance representative in this matter, is in her third trimester of pregnancy
2 and cannot travel. Therefore, Defendant requests that Ms. Vu be allowed to be available to
3 participate in the ENE session telephonically, if needed.

4 Dated: May 13, 2013

5 Respectfully submitted,

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7 ROGER L. GRANDGENETT II, ESQ.
8 NOEL E. EIDSMORE, ESQ.
9 LITTLER MENDELSON, P.C.

10 Attorneys for Defendant
11 PAVESTONE, LLC

12 **ORDER**

13 **IT IS ORDERED** that Defendant's request to excuse the insurance representative
14 from personally appearing at the ENE is **GRANTED**. However, the representative shall be
15 available telephonically for the duration of the ENE.

16 **DATED:** May 17, 2013

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18 Peggy A. Leen
19 United States Magistrate Judge
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